



28 stock, or chose in action belonging to the decedent shall pay the indebtedness or deliver the  
29 tangible personal property or an instrument evidencing a debt, obligation, stock, or chose in  
30 action to a person claiming to be the successor of the decedent upon being presented an  
31 affidavit made by or on behalf of the successor stating that:

32 (a) the value of the entire estate subject to administration, wherever located, less liens  
33 and encumbrances, does not exceed [~~\$25,000~~] \$75,000;

34 (b) [~~thirty~~] 30 days have elapsed since the death of the decedent;

35 (c) no application or petition for the appointment of a personal representative is  
36 pending or has been granted in any jurisdiction; and

37 (d) the claiming successor is entitled to payment or delivery of the property.

38 (2) A transfer agent of any security shall change the registered ownership on the books  
39 of a corporation from the decedent to the successor or successors upon the presentation of an  
40 affidavit and the security as provided in Subsection (1).

41 (3) The Motor Vehicle Division of the State Tax Commission shall transfer title of not  
42 more than four boats, motor vehicles, trailers, or semitrailers, registered under Title 41, Motor  
43 Vehicles, or Title 73, Water and Irrigation from the decedent to the successor or successors  
44 upon presentation of an affidavit as provided in Subsection (1) and upon payment of the  
45 necessary fees, except that in lieu of that language in Subsection (1) (a) the affidavit shall state  
46 that the value of the entire estate subject to administration, wherever located, other than those  
47 motor vehicles, trailers, or semitrailers, less liens and encumbrances, does not exceed  
48 [~~\$25,000~~] \$75,000.

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**Legislative Review Note**  
**as of 1-12-06 1:57 PM**

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

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**Fiscal Note**  
**Bill Number HB0282**

Utah Uniform Probate Code Amendments

23-Jan-06

4:41 PM

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**State Impact**

No fiscal impact.

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**Individual and Business Impact**

The costs associated with settling estates valued at \$75,000 or less as provided in the bill may be reduced.

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**Office of the Legislative Fiscal Analyst**